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OCT 31 2006

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TOTAL PAGES (Including Cover Page) 3 DATE: October 31, 2006

Commissioner of Patents and Trademarks
TO: Examiner Lopez FROM: Raiford A. Blackstone, Jr., Reg. No. 25,156

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NOTES:

Inventor: Wixey and Makinson .
For: BREATHING ASSISTANCE
APPARATUS
Art Unit: 3743
Serial No.: 10/534,561
Filed: September 22, 2005
Attorney Ref.: 1171/42920/159-PCT

CERTIFICATION OF FACSIMILE TRANSMISSION

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1171/42452/154-PCT-US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor: Wixey and Makinson)
 Serial No.: 10/534,561)
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Tiffany E. Lynch

STATUS INQUIRY

Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Sir:

Applicant, by and through its attorneys of record, respectfully requests a report as to the status of the above-noted application. This application was filed on May 9, 2005, and accorded a filing date of September 22, 2005 under 35 U.S.C. §371, and, as of the date of this letter, no Office Action has been received and there is no "First Action Prediction" listed on the Patent Office website for this matter. The purpose of this letter is to ensure that an Office Action has not been misdirected in the mail and, if no Office Action has been forwarded, Applicant requests

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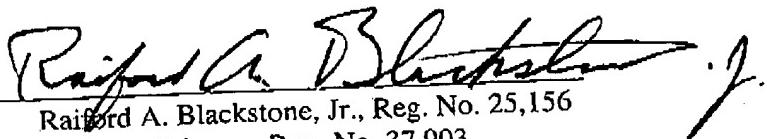
OCT 31 2006

an estimate as to when it might expect an Office Action in this matter.

Respectfully submitted,

Date: Oct. 31, 2006

By:



Raiford A. Blackstone, Jr., Reg. No. 25,156
Linda L. Palomar, Reg. No. 37,903
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